

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

TOWNSHIP OF HOWELL,
MONMOUTH COUNTY, NEW
JERSEY, Individually and Behalf of
All Others Similarly Situated,

Plaintiff,

vs.

AXON ENTERPRISE, INC.; and
SAFARILAND, LLC,

Defendants.

Case No. 3:23-cv-7182-RK-RLS

**NOTICE OF MOTION AND
REVISED MOTION FOR
ORDER APPOINTING KELLIE
LERNER, HEIDI SILTON, AND
SHARON ROBERTSON AS
INTERIM CO-LEAD COUNSEL
AND MICHAEL D.
FITZGERALD AS INTERIM
LIAISON COUNSEL, AND FOR
CONSOLIDATION**

Motion hearing: _____, 2023 at

Pursuant to Federal Rule of Civil Procedure 23(g)(3), Plaintiffs Township of Howell, Monmouth County, New Jersey and the Mayor and City Council of Baltimore (together, “Plaintiffs”) hereby move to appoint Kellie Lerner, Heidi Silton, and Sharon Robertson as Interim Co-Lead Counsel and Michael D. Fitzgerald as Interim Liaison Counsel. Additionally, pursuant to Federal Rule of Civil Procedure 42(a)(2) and Local Rule 42.1, Plaintiffs hereby move to consolidate this case with the two other related cases pending before this Court (*Mayor and City Council of Baltimore v. Axon Enterprise, Inc.*, Case No. 23-cv-21156; *City of Augusta, Kennebec County, Maine v. Axon Enterprise, Inc.*, 23-cv-20897) and any other similar cases that may be filed in this District in the future. Counsel for Plaintiff

City of Augusta has informed Plaintiffs that the City of Augusta supports this motion. Defendants have informed Plaintiffs that they take no position on Plaintiffs' motion for appointment of Interim Co-Lead Counsel and consent to consolidation for all purposes.

This Revised Motion is based upon the arguments contained in the accompanying Memorandum of Law, the arguments of counsel, and all of the files, records, and proceedings herein.

Dated: October 25, 2023

/s/ Kellie Lerner

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